

#3  
ML

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Patent Application of )  
David Elliott Spaner )  
Application No.: New (Divisional Application ) Group Art Unit: Unassigned  
of U.S. Serial No. 09/363,678 ) Examiner: Unassigned  
Filed: Herewith )  
For: INHIBITION OF GRAFT VERSUS )  
HOST DISEASE )



INFORMATION DISCLOSURE STATEMENT

Assistant Commissioner for Patents  
Washington, D.C. 20231

Sir:

In accordance with the duty of disclosure as set forth in 37 C.F.R. § 1.56, hereby the following information in conformance with 37 C.F.R. §§ 1.97 and 1.98. Pursuant to 37 C.F.R. § 1.98(d), a copies of the cited references are not included, as they were either cited or submitted in U.S. Patent Application Serial No. 09/363,678, filed July 30, 1999, allowed on February 13, 2001, to which this application claims priority under 35 U.S.C. §120.

**Foreign Patents:**


1. WO 98/07436
2. WO 96/37208

**Publications:**

Spaner, et al., Abstract No. 4272, "Prevention of Major MHC Disparate GVHD by the Use of Multiple Physico-chemical Stressors."

Hullett D.A., et al., "Enhancement of Thyroid Allograft Survival Following Organ Culture: II. Induction of Recipient Peripheral Tolerance" XP-000876798.

The references known to Applicants are listed on the attached Form PTO-1449. It is respectfully requested that an Examiner initialed copy of these forms be returned to the undersigned.

 In accordance with MPEP § 609(c)(2) (February 2000, page 600-107), the Office is requested to return a copy of this Information Disclosure Statement with the Examiner's initials adjacent to this paragraph indicating that this copending application 09/363,678 has been considered. By citation to the copending application, confidentiality is not waived and the Office is requested to maintain the confidentiality of the copending application under 35 U.S.C. § 122.

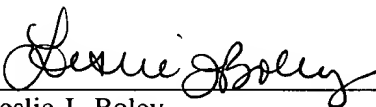
While this Information Disclosure Statement may contain "material" information pursuant to 37 C.F.R. §1.56, it is not intended to constitute an admission that any patent, publication or other information referred to herein is "prior art" to the invention disclosed and claimed in the above-referenced application unless specifically designated as such.

Applicant specifically reserve the right, where appropriate, to antedate any such reference by the appropriate showing under 37 C.F.R. §1.131 and § 1.608, or any other appropriate means.

To assist the Examiner, the listed on the attached form PTO-1449. It is respectfully requested that an Examiner initialed copy of this form be returned to the undersigned.

Respectfully submitted,

BURNS, DOANE, SWECKER & MATHIS, L.L.P.

By:   
Leslie J. Boley  
Registration No. 41,490

P.O. Box 1404  
Alexandria, Virginia 22313-1404  
(650) 622-2300

Date: May 11, 2001